

JONATHAN O. PENA, ESQ.
CA Bar ID No. 278044
Peña & Bromberg, PLC
2440 Tulare St., Suite 320
Fresno, CA 93721
Telephone: 559-412-5390
Fax: 866-282-6709
info@jonathanpena.com
Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Mayra Margarita Hernandez,
Plaintiff,

vs.

Kilolo Kijakazi, Acting
Commissioner of Social Security,
Defendant.

Case No. 1:20-cv-00897-NONE-
BAM

JOINT STIPULATION FOR
MODIFICATION OF
SCHEDULING ORDER AND
ORDER

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that the scheduling order shall be modified as follows: Plaintiff's Opening Brief shall be filed by November 15, 2021. Defendant's Opening Brief shall be filed by December 15, 2021. Plaintiff's optional Reply brief shall be filed by December 30, 2021.

Good cause exists for this request. The parties engaged in settlement discussions and on July 1, 2021, the parties concluded they could not reach an agreement for voluntary remand. (Dkt. Nos. 20, 21). On October 12, 2021,

1 Counsel for Plaintiff informed Counsel for Defendant that the certified
2 administrative record was incomplete. Defendant agreed to supplement the
3 administrative record. On October 13, 2021, Defendant lodged the supplemental
4 administrative record. (Dkt. No. 26).

5 The parties respectfully request the modification of the scheduling order to
6 allow Counsel for Plaintiff to properly review the supplemental transcript and brief
7 the case for the Court. This request is made in good faith and not intended to
8 delay this matter.

9
10 Respectfully submitted,

11 Dated: October 14, 2021 PENA & BROMBERG, ATTORNEYS AT LAW

12
13 By: /s/ Jonathan Omar Pena
14 JONATHAN OMAR PENA
15 Attorneys for Plaintiff

16
17 Dated: October 14, 2021 PHILLIP A. TALBERT
18 Acting United States Attorney
19 DEBORAH LEE STACHEL
20 Regional Chief Counsel, Region IX
21 Social Security Administration

22
23 By: */s/ Daniel P. Talbert
24 Daniel P. Talbert
25 Special Assistant United States Attorney
26 Attorneys for Defendant
27 (*As authorized by email on October 14, 2021)
28

ORDER

Pursuant to the parties' stipulation, and good cause appearing, the request to modify the Scheduling Order is GRANTED. Plaintiff's Opening Brief shall be filed by November 15, 2021. Defendant's Opposition Brief shall be filed by December 15, 2021. Plaintiff's optional Reply brief shall be filed by December 30, 2021. No further extensions of time will be granted absent a demonstrated showing of good cause.

IT IS SO ORDERED.

Dated: October 15, 2021

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE